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**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 35437

**GEORGES CREEK RAILWAY, LLC – OPERATION EXEMPTION –
LINE OF RAILROAD IN ALLEGANY COUNTY, MD**

VERIFIED NOTICE OF EXEMPTION

COMMENTS OF JAMES RIFFIN

**ENTERED
Office of Proceedings**

NOV 3 - 2010

**Part of
Public Record**

1. Notice is hereby given that James Riffin (“Riffin”), intends to participate as a party of record in this proceeding. Please direct all matters pertaining to this proceeding to: James Riffin; 1941 Greenspring Drive; Timonium, MD 21093. Telephone No.: (443) 414-6210

2. On October 19, 2010, Georges Creek Railway LLC, (“Georges Creek”) filed a Verified Notice of Exemption (“NOE”) asking the Surface Transportation Board (“Board”) to grant Georges Creek an exemption, pursuant to 49 CFR 1150.31, from the requirements of 49 U.S.C. 10901, to Operate on the Line of railroad that was the subject of AB-55 (Sub. No. 659X).

3. Riffin objects to the NOE for the following reasons:

4. Riffin incorporates by reference, the Comments Riffin filed in FD No. 35438, including Riffin’s November 2, 2010 Affidavit.

5. WHEREFORE, for the foregoing reasons, Riffin prays that the Board:

A. Reject the NOE, as controversial;


B. Deny the NOE, due to 1830's environmental misrepresentations, and / or

C. **EITHER** deny the NOE due to Georges Creek's misrepresentation that the railroad transferring the Line will be Eighteen Thirty Group LLC ("1830"), which Georges Creek misrepresents will acquire the Line from Riffin, or in the alternative, Riffin's Bankruptcy Trustee; **OR** accept as truthful 1830's representation that Riffin is the railroad that will be transferring the Line to 1830;

D. Order Mr. Heffner to cease representing Mssrs. Smith, Altizer, the Eighteen Thirty Group LLC and Georges Creek Railway LLC, in any matter that relates in any way to Riffin, to WMS LLC, to Western Maryland Services LLC, or to the Line of railroad involved in the AB 55 (Sub-No. 659X) proceeding.

E. And for such other and further relief as would be appropriate.

Respectfully,


James Riffin
1941 Greenspring Drive
Timonium, MD 21093
(443) 414-6210

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd Day of November, 2010, a copy of the foregoing Comments of James Riffin were mailed via first class mail, postage prepaid, to: John Heffner, Ste 200, 1750 K Street NW, Washington, DC 20006 (202) 296-3333; and was hand delivered or mailed to the U.S. Trustee, 2nd Floor, 101 W. Lombard St., Baltimore, MD 21201; to Duncan Smith, 10706 Beaver Dam Road, Cockeysville, MD 21030; and to Mark Friedman, DLA Piper, 6225 Smith Ave, Baltimore, MD 21209.


James Riffin